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June 11, 2021

VIA CM/ECF

Honorable Vincent L. Briccetti
United States District Judge
United States District Court for the Southern District of New York
300 Quarropas Street, Room 630
White Plains NY 10601

**RE: *Charon Coins, LLC v. Sonea Griffiths*, No. 7:21-cv-2777
Motion for Leave to Serve *Subpoena Duces Tecum***

Honorable Judge Briccetti,

Plaintiff Charon Coins, LLC, (“Charon”), respectfully requests the Court grant leave to serve a *subpoena duces decum* on BMO Harris Bank, N.A. (“BMO”). This case arises out of Plaintiff’s selling \$258,000 of Bitcoin to Defendant Sonea Griffiths. Although Ms. Griffiths initially made payment, Charon’s agent’s bank, BMO claimed to receive a “fraud affidavit.” As a result, BMO froze the account and returned the purchase money to Ms. Griffiths. Although Ms. Griffiths admitted having received the Bitcoin, she has refused to repay the purchase price. She has also refused to return the Bitcoin. Charon believes Ms. Griffiths sent the “fraud affidavit” on which BMO relied in returning her payment. Because Bitcoin is easily transferred and unrecoverable, Charon has a pending motion for attachment and/or a preliminary injunction ordering Ms. Griffiths’ bank account frozen or that she be enjoined from transferring the Bitcoin. Charon seeks leave to obtain a copy of the “fraud affidavit” from BMO, in order to determine if Ms. Griffiths intended to work a fraud on Charon.

Respectfully submitted,

/s/

Evgenia V. Sorokina

N.Y. Bar No. 4607479

Counsel to Plaintiff Charon Coins, LLC

Admitted in D.C. and N.Y. only

CERTIFICATE OF SERVICE

This will certify the attached Letter Motion was served by first-class mail, postage prepaid, to the defendant, Sonea Griffiths at her residence:

Sonea Griffiths
151 Park Avenue
Mt. Vernon, NY 10550
Soneasing@gmail.com

June 11, 2021

/s/ Steven M. Oster
Steven M. Oster